

SERVICE DATE - LATE RELEASE AUGUST 16, 2000

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 42052

UNION PACIFIC RAILROAD COMPANY  
—PETITION FOR DECLARATORY ORDER—  
UNILATERALLY IMPOSED INTERCHANGE CHARGES

Decided: August 15, 2000

A notice instituting this declaratory order proceeding to resolve questions concerning the right of a rail carrier to impose charges unilaterally against other carriers for events that occur when cars are interchanged was served and published in the Federal Register on June 13, 2000. Comments and replies were originally due on July 12, 2000, and August 1, 2000, respectively, but the due dates were subsequently extended by decision served on July 7, 2000, to August 11, 2000, and September 1, 2000, respectively. The June 13, 2000 Federal Register notice directed the representatives of the petitioner Union Pacific Railroad Company (UP) and the respondents<sup>1</sup> to assist in providing an appropriate mailing list to other interested parties upon request.<sup>2</sup> In order to enable parties to respond to the comments that have been filed, the pleadings have been posted to the Board's website at "WWW.STB.DOT.GOV."<sup>3</sup>

Because of the substantial number of comments received, and the possibility that some commenters may not have access to the Board's website, a service list is hereby provided as an attachment to this decision. Any person who may have already filed written comments in this proceeding must serve them on all parties of record within 5 days after service of this decision. A person who is not designated a Party of Record on the service list need not be served with copies of filings but will be advised of all Board decisions in this proceeding. Although the filing of notices of intent to participate in this proceeding has not been required, reply comments will be accepted only from parties who have indicated their intention to participate by filing initial comments or notices of intent. Before any document subsequently filed in this proceeding may become part of our official record, it must be served on other persons designated as parties of record on the service list, and the document should so indicate.

Persons listed on the attached service list should review it and determine whether information about their address and status as a party (as a Party of Record or not a Party of

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<sup>1</sup> Replies to UP's petition for declaratory order filed February 14, 2000, were filed by Indiana Harbor Belt Railroad Company, Iowa Interstate Railroad, Ltd., and City of Tacoma, Tacoma Public Utilities, d/b/a Tacoma Rail and Tacoma Beltline (collectively, respondents).

<sup>2</sup> The decision served July 7, 2000, extending the due dates for comments and replies erroneously stated that these parties would cooperate in providing an effective service list to other parties. The Board is of course responsible for maintaining service lists and making them available.

<sup>3</sup> This decision can also be found on the Board's website (as is the case for all Board decisions issued since late 1996).

Record) is correct. The list reflects our policy of allowing only one official representative per party to be placed on the service list.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. This proceeding will be processed as indicated above.
2. This decision will be effective on its service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary

SERVICE LIST

PARTY OF RECORD

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